

The Public Service Commission State of South Carolina

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Posted: 5/6/2011 @ 12:00 p.m. - jbs

UTILITIES AGENDA

Week of May 9, 2011

The Commission's regularly scheduled meeting will be held each Wednesday in the Commission's hearing room at 2:00 p.m. or as soon thereafter as any hearing which may be set on the morning thereof is concluded. Information concerning the date, time and place of any special, rescheduled or called meeting will be posted on the Commission's bulletin board at its offices, 101 Executive Center Drive, Columbia, South Carolina, and on the Commission's internet website, as early as is practicable but not later than twenty-four hours before the meeting.

COMMISSION ACTION ON THE FOLLOWING ITEM:

- DOCKET NO. 2011-170-C <u>Paging Interconnection Agreement between United Telephone Company of the Carolinas, LLC d/b/a CenturyLink and USA Mobility Wireless, Incorporated</u> Discuss with the Commission the Approval of a Paging Interconnection Agreement between United Telephone Company of the Carolinas, LLC d/b/a CenturyLink and USA Mobility Wireless, Incorporated.
- 2. DOCKET NO. 2005-231-C Application of Global Capacity Direct, LLC (f/k/a Vanco Direct USA, LLC) for a Certificate of Public Convenience and Necessity to Provide Resold Interexchange and Local Exchange Communications Services, and for Modified Alternative Regulation for Certain Interexchange Services and for Flexible Rate Structure for Local Exchange Service Offerings;

DOCKET NO. 2011-108-C - <u>Joint Application for Approval for Global Capacity, LLC to</u> Transfer Assets to GC Pivotal, LLC;

-and-

DOCKET NO. 2011-109-C - <u>Application of GC Pivotal, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunication Services and for Alternative Regulation and Flexible Regulation – Discuss this Matter with the Commission.</u>

3. DOCKET NO. 1995-1208-C - <u>Application of DeltaCom, Incorporated (f/k/a ITC^DeltaCom Communications, Incorporated d/b/a ITC^DeltaCom) for a Certificate of Public Convenience and Necessity to Provide Intrastate Resale and Operator Assisted Telecommunications Services;</u>

-and-

DOCKET NO. 1996-314-C - <u>Application of DeltaCom</u>, <u>Incorporated (f/k/a ITC^DeltaCom Communications</u>, <u>Incorporated d/b/a ITC^DeltaCom d/b/a Grapevine</u>) for a <u>Certificate of Public Convenience and Necessity to Provide Local Exchange Telecommunications Service and Alternative Regulation</u> - Return Date Has Expired with No Intervention. Discuss with the Commission the Applicant's Request to Approve the Use of the Trade Name "EarthLink Business."

- 4. DOCKET NO. 2011-52-C <u>Application of Time Warner Cable Information Services (SC)</u>, <u>LLC d/b/a Time Warner Cable to Amend Certificate to Include Sandhill Telephone Cooperative</u>, <u>Incorporated Service Area</u> Discuss with the Commission the Applicant's Motion for Expedited Review and Waiver of the Hearing Requirement.
- 5. DOCKET NO. 2011-169-G <u>Service Agreement with Firm Gas between South Carolina Electric & Gas Company and Kronotex USA Holdings, Incorporated</u> Discuss with the Commission the Approval of a Service Agreement for Firm Gas Filed between South Carolina Electric & Gas Company and Kronotex USA Holdings, Incorporated.
- 6. DOCKET NO. 2011-167-E <u>Application of South Carolina Electric & Gas Company for Authority to Sell Certain Real Property to Timothy D. Sinclair</u> Discuss this Matter with the Commission.
- 7. DOCKET NO. 2011-175-E <u>Petition of Duke Energy Carolinas</u>, <u>LLC for Approval of An Accounting Order to Defer Certain Costs Related to Pension Plan</u> Discuss this Matter with the Commission.
- 8. DOCKET NO. 2011-177-E Application of South Carolina Electric & Gas Company Requesting the Commission Issue an Order Authorizing the Adjustment of Tariffs Related to Retail Electric Service That South Carolina Electric & Gas Company Provides to Its Customers Under Rate 16 (General Service Time-of-Use) and Rate 18 (Underground Street Lighting) Discuss this Matter with the Commission.
- 9. DOCKET NO. 2008-140-A <u>Extensions of Time to File Public Utility and Transportation Annual Reports</u> Discuss with the Commission Daufuskie Island Utility Company, Incorporated's Request for a Sixty-Day Extension of Time to File the 2010 Annual Report.

COMMISSION ADVISED ON THE FOLLOWING ITEMS:

- 1. DOCKET NO. 80-251-E <u>Public Utility Regulatory Policies Act (PURPA) of 1978</u> Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by Charles A. Castle, Esquire, Filed on Behalf of Duke Energy Carolinas, LLC.
- 2. DOCKET NO. 2011-180-E <u>Application of Progress Energy Carolinas, Incorporated Requesting Approval of Experimental Tariff on Residential Service Energy Efficient Benchmarking Program RS-EEB-2</u> <u>Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by Shealy Boland Reibold, Esquire, on Behalf of the Office of Regulatory Staff.</u>
- 3. DOCKET NO. 2009-144-C <u>Application of TracFone Wireless, Incorporated for Designation as an Eligible Telecommunications Carrier in the State of South Carolina for the Limited Purpose of Offering Lifeline and Link Up Service to Qualified Households Advise the Commission of Receipt of the Applicant's First Quarter of 2011 Quarterly Report Filed in Compliance with Commission Order No. 2010-231.</u>
- 4. DOCKET NO. 2011-119-C Application of Advanced Communications Solutions, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Alternative Regulation Advise the Commission of Receipt of a Stipulation Filed on Behalf of the South Carolina Telephone Coalition and Advanced Communications Solutions, LLC.
- 5. DOCKET NO. 2011-181-E <u>Progress Energy Carolinas</u>, <u>Incorporated's DSM/EE Cost Recovery Rider Application with Attached Direct Testimony and Exhibits of Robert P. Evans</u> Advise the Commission of Receipt of the Applicant's DSM/EE Filing Requirements and Testimony and Exhibits of Robert P. Evans.
- 6. DOCKET NO. 2010-385-C <u>Application of Allied Wireless Communications Corporation d/b/a Alltel for Designation as an Eligible Telecommunications Carrier</u> <u>Advise the Commission of Receipt of the Proposed Order Filed by Margaret Fox, Esquire, on Behalf of the South Carolina Telephone Coalition.</u>
- 7. DOCKET NO. 2011-109-C Application of GC Pivotal, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunication Services and for Alternative Regulation and Flexible Regulation Advise the Commission of Receipt of a Stipulation Filed on Behalf of the South Carolina Telephone Coalition.
- 8. DOCKET NO. 2011-180-E <u>Application of Progress Energy Carolinas, Incorporated Requesting Approval of Experimental Tariff on Residential Service Energy Efficient Benchmarking Program RS-EEB-2</u> <u>Advise the Commission of Receipt of Progress Energy Carolinas, Incorporated's Proposed Experimental Tariff "Residential Service Energy Efficient Benchmarking Program RS-EEB-2".</u>

- 9. DOCKET NO. 2011-158-E <u>Application Regarding the Acquisition of Progress Energy, Incorporated by Duke Energy Corporation and Merger of Progress Energy Carolinas, Incorporated and Duke Energy Carolinas, LLC Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by Nanette S. Edwards, Esquire, and Courtney Dare Edwards, Esquire, on Behalf of the Office of Regulatory Staff.</u>
- 10. DOCKET NO. 2011-107-C <u>Application of i-Wireless, LLC for Designation as an Eligible Telecommunications Carrier in the State of South Carolina</u> <u>Advise the Commission of Receipt of the Direst Testimony of Patrick McDonough Filed on Behalf of the Applicant.</u>
- 11. DOCKET NO. 2003-333-C <u>Application of Charter Fiberlink SC CCO, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange Service and Intrastate Interexchange Telecommunications Services within the State of South Carolina, for Flexible Rate Structure for Local Exchange Service Offerings and Alternative Regulation Advise the Commission of Receipt of the Applicant's Non-Proprietary and Confidential Versions of the Quality Service Reports for the First Quarter of 2011.</u>
- 12. DOCKET NO. 2006-183-C <u>Farmers Telephone Cooperative</u>, <u>Incorporated and FTC Diversified Services</u>, <u>Incorporated Trouble Reports Per 100 Access Lines (Service Quality Reports)</u> Advise the Commission of Receipt of a Letter Notifying the Commission that Confidential and Redacted Copies of the First Quarter of 2011 of the Service Quality Report for CLEC and ILEC Operations Has Been Filed with the Office of Regulatory Staff on Behalf of the Applicants.
- 13. DOCKET NO. 2006-227-G <u>Piedmont Natural Gas Company</u>, <u>Incorporated's Financial Monthly Reports and Quarterly Reports</u> <u>Advise the Commission of Receipt of the Quarterly Commission Reports for the First Quarter of 2011 Filed on Behalf of the Applicant</u>.
- 14. DOCKET NO. 2011-173-E Mary Hester Williams, Complainant/Petitioner v. Duke Energy Carolinas, LLC, Defendant/Respondent Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by Nanette S. Edwards, Esquire, on Behalf of the Office of Regulatory Staff.
- 15. DOCKET NO. 2010-385-C <u>Application of Allied Wireless Communications Corporation d/b/a Alltel for Designation as an Eligible Telecommunications Carrie</u>r <u>Advise the Commission of Receipt of the Proposed Order Filed on Behalf of the Office of Regulatory Staff.</u>
- 16. DOCKET NO. 2010-385-C <u>Application of Allied Wireless Communications Corporation d/b/a Alltel for Designation as an Eligible Telecommunications Carrier</u> <u>Advise the Commission of Receipt of the Proposed Order Filed on Behalf of the Applicant.</u>
- 17. DOCKET NO. 2001-447-C <u>Application of Ernest Communications, Incorporated for a Certificate of Public Convenience and Necessity to Provide Resold Local Exchange Telecommunications Services</u> *Advise the Commission of Receipt of the Applicant's South Carolina Quarterly Service Quality Report for the First Quarter of 2011.*

- 18. DOCKET NO. 2002-23-C <u>Application of Wholesale Carrier Services, Incorporated for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Local Service Offerings to Be Regulated in Accordance with Procedures Authorized for NewSouth Communications in Order No. 98-165 in Docket No. 97-467-C Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.</u>
- 19. DOCKET NO. 2004-48-C <u>Application of Spectrotel, Incorporated for a Certificate of Public Convenience and Necessity to Provide Facilities Based Local Exchange and Resold Long Distance Telecommunications Services and for Flexible Regulation of Its Local Exchange Services and Alternative Regulation Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.</u>
- 20. DOCKET NO. 2000-225-C <u>Application of NOS Communications</u>, <u>Incorporated d/b/a INETBA</u>, <u>The Internet Business Association for a Certificate of to Provide Resold and Facilities-Based Local Exchange Telecommunications Services within the State of South Carolina</u> <u>Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.</u>
- 21. DOCKET NO. 2004-59-C Nexus Communications, Incorporated for Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Local Exchange Telecommunications Services within the State of South Carolina and for Flexible Regulation Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.
- 22. DOCKET NO. 2003-200-C <u>Application of Covista, Incorporated for a Certificate of Public Convenience and Necessity to Provide Local Exchange Telecommunications Services and for Flexible Regulation</u> Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.
- 23. DOCKET NO. 2006-303-C Application of PNG Communications, Incorporated d/b/a PowerNet Global Communications d/b/a CrossConnect for a Certificate of Public Convenience and Necessity to Provide Facilities Based Local Exchange Telecommunications Services and for Flexible Regulation of Its Local Exchange Services and Alternative Regulation of Its Interexchange Services Advise the Commission of Receipt of the Applicant's Quarterly Service Quality Report for the First Quarter of 2011.
- 24. DOCKET NO. 2006-193-EG Quarterly Reports on Involuntary Termination of Electric and/or Gas Service Advise the Commission of Receipt of South Carolina Electric & Gas Company's Information Regarding Involuntary Termination of Customers' Electric/Gas Service for the First Quarter of 2011.
- 25. DOCKET NO. 2010-35-W <u>Application of Pine Haven Water System for Approval of an Establishment of Water Rates and Charges for the Provision of Water Service in Pine Haven Subdivision Garrett's Landing in York County Advise the Commission of Receipt of the Applicant's Request to Withdraw Its Request for Tariff Amendment Regarding the Sprinkler Service.</u>

- 26. DOCKET NO. 2011-47-WS <u>Application of Carolina Water Service</u>, <u>Incorporated for Approval of an Increase in Its Rates for Water and Sewer Services Provided to All of Its Service Areas in South Carolina</u> <u>Advise the Commission of Receipt of Letters of Protest Filed by Kevin Keene</u>, <u>Paulette Sutton</u>, <u>Rocky and Samantha Reed</u>, <u>Gail Smith</u>, <u>Wendy Burkett</u>, <u>William E. Peters</u>, <u>Jr.</u>, <u>James B. Grubbs</u>, <u>Michael Borowiec</u>, <u>Terry R. Henderson</u>, <u>Susan T. Gauff</u>, <u>Karen Blazek</u>, <u>Bruce W. Albright</u>, <u>Leland and Laura Sullivan</u>, <u>Debbie and Ken McCraine</u>, <u>Beverly Pinnell</u>, <u>Lee Houk</u>, <u>Richard S. Charles</u>, <u>Chris Metler</u>, <u>Joe and Nancy Poteat</u>, and the Second Letter of Protest Filed by Barbara Summers.
- 27. DOCKET NO. 2011-20-E <u>Amended Project Development Application of Duke Energy Carolinas, LLC for Approval of Decision to Incur Nuclear Generation Pre-Construction Costs</u> Advise the Commission of Receipt of Duke Energy Carolinas, LLC's Letter Requesting Permission to Substitute Mr. Ronald A. Jones as a Witness Instead of Dhiaa M. Jamil and Allow Mr. Jones to Adopt the Direct Testimony of Dhiaa M. Jamil in the Evidentiary Hearing.
- 28. Advise the Commission of Notification of Discontinuance of Common-Carriage Tariffed Wireline Broadband Internet Access Service and Initiation of Provision on a Permissive Detariffed Common-Carriage Basis by Sandhill Telephone Cooperative.
- 29. DOCKET NO. 1995-1192-E <u>Proceeding for Approval of the Public Utility Regulatory Policies Act of 1978 (PURPA) Avoided Cost Rates for Electric Companies</u> Advise the Commission of Receipt of Duke Energy Carolinas, LLC's Revised Rate Schedule PP (SC).
- 30. DOCKET NO. 2008-251-E Application of Carolina Power and Light Company d/b/a Progress Energy Carolinas, Incorporated for the Establishment of Procedures for DSM/EE Programs Advise the Commission of Receipt of Progress Energy Carolinas, Incorporated's Report Summarizing the Results of the 2009 Program Year Measurement and Verification (M & V) Efforts for Its Home Energy Improvement Program.
- 31. DOCKET NO. 2011-176-C Application of Twin City Capital, LLC d/b/a American Select for a Certificate of Public Convenience and Necessity to Provide Interexchange Telecommunication Services and for Alternative Regulation Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.
- 32. DOCKET NO. 2011-29-A <u>Authorized Utility Representative Forms for Telecommunications Carriers (IXC, CLEC, ILEC and Wireless)</u> Advise the Commission of Receipt of the Authorized Utility Representative Form Filed on Behalf of Network Innovations, Incorporated, Reunion Communications, Incorporated, EveryCall Communications, Incorporated, Access Communications, LLC, Brydels Communications, LLC, and SCANA Communications, Incorporated.
- 33. DOCKET NO. 2005-210-E <u>Application of Duke Energy Carolinas, LLC for Authorization to Enter into a Business Combination Transaction with Cinergy Corporation</u> *Advise the Commission of Receipt of a Redacted First Quarter 2011 Quarterly Market Monitoring Report for Duke Energy Carolinas, LLC.*

- 34. DOCKET NO. 2011-77-E <u>David and Cheryl Baker, Complainant/Petitioner v. Duke Energy Carolinas, LLC, Defendant/Respondent</u> *Advise the Commission of Receipt of the Hearing Examiner's Proposed Order.*
- 35. DOCKET NO. 1995-1208-C <u>Application of DeltaCom, Incorporated f/k/a ITC^DeltaCom Communications, Incorporated d/b/a ITC^DeltaCom for a Certificate of Public Convenience and Necessity to Provide Intrastate Resale and Operator Assisted Telecommunications Services;</u>

-and-

- DOCKET NO. 1996-314-C <u>Application of DeltaCom</u>, <u>Incorporated f/k/a ITC^DeltaCom</u> <u>Communications</u>, <u>Incorporated d/b/a ITC^DeltaCom d/b/a Grapevine for a Certificate of Public Convenience and Necessity to Provide Local Exchange Telecommunications Service and Alternative Regulation</u> <u>Advise the Commission of Receipt of the Affidavits of Publication Filed on Behalf of the Applicant</u>.
- 36. DOCKET NO. 2011-47-WS <u>Application of Carolina Water Service</u>, <u>Incorporated for Approval of an Increase in Its Rates for Water and Sewer Services Provided to All of Its Service Areas in South Carolina</u> <u>Advise the Commission of Receipt of Letter of Protest Filed by William C. Wolfe</u>.
- 37. DOCKET NO. 2011-2-E <u>Annual Review of Base Rates for Fuel Costs of South Carolina Electric & Gas Company</u> *Advise the Commission of Receipt of the Applicant's Tariff Sheets Filed in Compliance with Order No. 2011-319.*
- 38. DOCKET NO. 2011-184-C <u>Application of PTA-FLA, Incorporated d/b/a Clear Talk for Extension of Time to Deploy Number Resources</u> *Advise the Commission of Receipt of the Applicant's Request for an Extension of Time to Deploy Number Resources*.
- 39. DOCKET NO. 2006-5-G <u>Annual Review of Purchased Gas Adjustment and Gas Purchasing Policies of South Carolina Electric & Gas Company (Including Hedging Activities Reports for Years 2006 Present)</u> <u>Advise the Commission of Receipt of South Carolina Electric & Gas Company's Hedging Activities Report for the Months of February and March 2011.</u>
- 40. DOCKET NO. 2011-180-E <u>Application of Progress Energy Carolinas, Incorporated Requesting Approval of Experimental Tariff on Residential Service Energy Efficient Benchmarking Program RS-EEB-2</u> <u>Advise the Commission of Receipt of a Letter Filed on Behalf of the Office of Regulatory Staff.</u>
- 41. DOCKET NO. 2011-29-A <u>Authorized Utility Representative Forms for Telecommunications Carriers (IXC, CLEC, ILEC and Wireless)</u> *Advise the Commission of Receipt of the Authorized Utility Representative Form Filed on Behalf of PBT Telecom, Incorporated, PBT Communications, Incorporated, and Operator Service Company.*

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- 42. DOCKET NO. 2011-49-E <u>South Carolina Electric & Gas Company's Annual Update on Demand Side Management Programs and Petition for an Update to Rate Rider</u> *Advise the Commission of Receipt of a Letter Filed on Behalf of the South Carolina Coastal Conservation League.*
- 43. DOCKET NO. 2011-1-E <u>Annual Review of Base Rates for Fuel Costs of Carolina Power and Light Company d/b/a Progress Energy Carolinas, Incorporated</u> <u>Advise the Commission of Receipt of Testimony of Bruce P. Barkley and Dewey S. Roberts, II Filed on Behalf of Carolina Power and Light Company d/b/a Progress Energy Carolinas, Incorporated.</u>
- 44. DOCKET NO. 2011-47-WS <u>Application of Carolina Water Service</u>, <u>Incorporated for Approval of an Increase in Its Rates for Water and Sewer Services Provided to All of Its Service Areas in South Carolina</u> *Advise the Commission of Receipt of Letters of Protest Filed by Leland Sullivan, Jeff Kerbow, and Rebecca Mack.*
- 45. DOCKET NO. 2004-191-C <u>Agreement between Vertex Communications, Incorporated and Windstream South Carolina, Incorporated (f/k/a Alltel of South Carolina, Incorporated)</u> Advise the Commission of Receipt of Windstream South Carolina, Incorporated's (f/k/a Alltel of South Carolina, Incorporated) Notice to Terminate the Existing Resale Interconnection Agreement with Vertex Communications, Incorporated, Effective August 1, 2011.

Copy to: All Commissioners

Jocelyn G. Boyd, Chief Clerk/Administrator

Legal*

Clerk's Office*

Office of Technical Advisors*

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